

MAR 25 2001

PATENT & TRADEMARK OFFICE  
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JC63

<b>DECLARATION AND POWER OF ATTORNEY FOR UTILITY PATENT APPLICATION (37 CFR § 1.63)</b>		<b>Attorney Docket No .</b>	<b>05274.00016</b>
		<b>First Inventor</b>	Hirohisa A. Tanaka
<b>Title</b>	<b>METHOD AND APPARATUS FOR LOCATION- SENSITIVE, SUBSIDIZED CELL PHONE BILLING</b>		

As a below named inventor, I hereby declare that:

My residence/mailing address and citizenship are as stated below next to my name:

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHOD AND APPARATUS FOR LOCATION-SENSITIVE, SUBSIDIZED CELL PHONE BILLING**

the specification of which is attached hereto unless the following box is checked:

was filed on July 5, 2001 as US Application Serial No. 09/898,497 or PCT International Application Number \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understood the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR 1.56.

**Foreign Application(s) and/or Claim of Foreign Priority**

I hereby claim foreign priority benefits under Title 35, United States Code Section 119 of any foreign application(s) for patent or inventor(s) certificate listed below and have also identified below any foreign application for patent or inventor(s) certificate having a filing date before that of the application on which priority is claimed:

COUNTRY	APPLICATION NUMBER	DATE FILED	PRIORITY CLAIMED UNDER 35
			YES: _____ NO: _____
			YES: _____ NO: _____

**Provisional Application**

I hereby claim the benefit under Title 35, United States Code Section 119(e) of any United States provisional application(s) listed below:

APPLICATION SERIAL NUMBER	FILING DATE
60/216,728	7 July 2000

**U.S. Priority Claim**

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION SERIAL NUMBER	FILING DATE	STATUS(patented/pending/abandoned)

**POWER OF ATTORNEY:**

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) listed below to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

**Dov Rosenfeld, Reg. No. 38,687**

<b>Send Correspondence to:</b>  Customer number: <u>21921</u>	<b>Direct Telephone Calls or Emails To:</b>  Dov Rosenfeld, Reg. No. 38,687 Tel: (510) 547-3378 Email: dov@inventek.com
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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## Declaration and Power of Attorney (Continued)

Case No: 05274.00016

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**INVENTOR SIGNATURE(S):**

<b>NAME OF FIRST INVENTOR:</b>		<input checked="" type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and MI)	Hirohisa A.			Family Name or Surname	Tanaka		
Inventor's Signature						Date	
Residence City	Menlo Park	Residence State	CA	Residence Country	USA	Citizenship	U.S.
Mailing Address	350 Sharon Park Drive, Apt. G24						
City	Menlo Park	State	CA	Postcode/ Zip	94025	Country	USA

<b>NAME OF SECOND INVENTOR:</b>		<input checked="" type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and MI)	Geoffrey R.			Family Name or Surname	Hendrey		
Inventor's Signature						Date	02-17-02
Residence City	San Francisco	Residence State	CA	Residence Country	USA	Citizenship	U.S.
Mailing Address	1240 Pennsylvania Avenue						
City	San Francisco	State	CA	Postcode/ Zip	94107	Country	USA

<b>NAME OF THIRD INVENTOR:</b>		<input checked="" type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and MI)	Philip J.			Family Name or Surname	Koopman Jr.		
Inventor's Signature						Date	
Residence City	Pittsburgh	Residence State	PA	Residence Country	USA	Citizenship	U.S.
Mailing Address	6537 Darlington Road						
City	Pittsburgh	State	PA	Postcode/ Zip	15217	Country	USA

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ORIGINALLY FILED**JOINT DECLARATION FOR PATENT APPLICATION**

As the below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names;

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled METHOD AND APPARATUS FOR LOCATION-SENSITIVE, SUBSIDIZED CELL PHONE BILLING, the specification of which

- is attached hereto.
- was filed on July 5, 2001 as Application Serial Number 09/898,497 and was amended on \_\_\_\_\_ (if applicable).
- was filed under the Patent Cooperation Treaty (PCT) and accorded International Application No. \_\_\_\_\_, filed \_\_\_\_\_, and amended on \_\_\_\_\_ (if any).

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We hereby acknowledge the duty to disclose information which is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56(a).

**Prior Foreign Application(s)**

We hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Country	Application No.	Date of Filing (day month year)	Date of Issue (day month year)	Priority Claimed Under 35 U.S.C. §119

**Prior United States Provisional Application(s)**

We hereby claim priority benefits under Title 35, United States Code, §119(e)(1) of any U.S. provisional application listed below:

U.S. Provisional Application No.	Date of Filing (day month year)	Priority Claimed Under 35 U.S.C. §119(e)(1)
60/216,728	7 July 2000	Yes

**Prior United States Application(s)**

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Date of Filing (Day, Month, Year)	Status X Patented, Pending, Abandoned

**Power of Attorney**

And we hereby appoint, both jointly and severally, as our attorneys, all Banner & Witcoff, Ltd. attorneys indicated therein under PTO Customer Number #22907, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office.

All correspondence and telephone communications should be addressed to:

Banner & Witcoff, Ltd.  
Customer Number: 22907 (WDC)

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature \_\_\_\_\_ Date \_\_\_\_\_  
Full Name of First Inventor \_\_\_\_\_ Tanaka Hirohisa A.  
Family Name \_\_\_\_\_ First Given Name \_\_\_\_\_ Second Given Name \_\_\_\_\_  
Residence \_\_\_\_\_ Menlo Park, California Citizenship U.S.  
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Signature \_\_\_\_\_ Date \_\_\_\_\_  
Full Name of Second Inventor \_\_\_\_\_ Hendrey Geoffrey R.  
Family Name \_\_\_\_\_ First Given Name \_\_\_\_\_ Second Given Name \_\_\_\_\_  
Residence \_\_\_\_\_ San Bruno, California Citizenship U.S.  
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Signature Philip J Koopman Date 10/14/01  
Full Name of Third Inventor \_\_\_\_\_ Koopman, Jr. Philip J.  
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